of gin-it's not a cock-

If you really know a good

cocktail-you know the

one you mix never quite

GOLD LION Cocktails

(ready to ice) never vary.

GOLD LION Cocktails—Seven kinds — Manhattan, Vermouth, Whiskey, Martini, Tom Gin, Dry Gin—and the American

Of good wine merchants.

The Cook & Bernheimer Co.

LIVE TOPICS ABOUT TOWN.

The size of theatre audiences all over

he country has been affected to a greater

or less degree by the calamity in Chicago.

The richest bachelor in New York has

just decided to build the mansion for which

he has brought unhappiness to several

members of the architectural profession

they had a fair chance for the job. But

When the elegant Pol Plançon came to

undignified liberties with his first name.

He was called variously Polifeme, Polyeucte

a name as Fran could exist. It has even appeared as "Frau." Whatever he is called,

M. Navál is sure to be in some respect a revelation in tenors. He is slight and

graceful in figure, prepossessing in appearance and more qualified to meet the standard of the matinée girl than any other tenor

Whether or not the cost of a gas stove

should be included in the rent of a room or

whether an extra charge should be made

for it is the question just now agitating

the house committee of a Fifth avenue club. The occupant of the room says that his apartment was so very cold this winter that he was compelled to have a gas stove at times or injure his health, and that the

club should keep its rooms warm enough for its members. He therefore refuses to

pay for his gas stove on principle, and not merely for the sake of the money involved. The house committee answers that the

club was warm enough for every other

quired to pay for extra heating. It is also

pushing the case as a matter of principle, and not merely for the money. It may be readily understood that the amount of

A Western Senator was the only American

at the luncheon given for the prima donna

while the luncheon waited. The singer

while the luncheon watted. The singer had just had a successful concert season here and might have been thought favorably inclined toward this country, or at all events disposed to treat its faults leniently. But she was out of breath with denuncia-

But she was out of breath with denunciations when she finally finished.

"I should be very much distressed," the Senator said, "to hear what you say if I had not read somewhere that you mean to return to the United States next year."

"Of course, I'm coming back," she answered. "But only for the dollars."

"I understand," he answered, "Indeed, I convert think of your going, anywhere

I cannot think of your going anywhere for any other reason."

the lady deserved all she got.

Even her own compatriots thought that

There has been less demand than usual

who habitually take a house in town for

the winter in the country. That there are

still persons who are quite able to rent any

kind of a house they want, however, is

shown by the case of a man of wealth who

is not living this season in the house he has hitherto occupied, but in one that he rented for the winter. His own house stands

and answered a ring at the telephone.

Magistrate.

"Why, what can I do to get her out?"

"I don't know," said the Magistrate.

"What sort of a Judge is sitting there?"

"Oh, he's a hard nut," said the Magis-

"I'm sure you can't see him," said the

Magistrate.
"Well, how can I get at him? Who are

"He hasn't any of that kind," said the

The receiver at the other end was hung up and the Magistrate is now wendering precisely to what extent the court clerks would have accommodated the applicant.

JOTTINGS ABOUT TOWN.

Yes," said the Magistrate.

trate earnestly.
"Could I see him this evening?"

Magistrate.
"Who are you?" asked the voice.
"I'm the Judge."
"Holy Sm----"

"Where does he live?"

his friends?"

member, and should therefore no

is taken very seriously by both sides.

it amounts to only \$2.50.

who has been here in years.

quet is as much favored as ever.

blends.

Says He Consulted No One Before Introducing It-Attorney-General Knox Says He Is Opposed to It and States me of His Objections to the Measure.

WASHINGTON, Feb. 1 .- Senator Foraker. the author of the bill introduced in the Senate last week proposing to amend the anti-trust and interstate commerce laws, says he consulted nobody before introducing the bill.

"There is absolutely no political significance in the introduction of the bill," said Senator Foraker to-day. "I have never spoken to President Roosevelt or any one else on the subject and I have not discussed it with other Senators. I have had it in mind to offer the bill for more than a year, but refrained while the Northern Securities case was pending before the courts. The bill does not, as the Democrats charge, render nugatory the effect of the anti-trust laws. If this bill should become law it would make the Sherman-Hoan measure exactly what its framers intended it should be, a law restraining combinations operating in defiance of the public

Mr. Foraker added that this bill gives the courts discretion to decide which combinations restrain commerce and which do not, and quoted Senator Hoar in support of the change proposed by his bill. Mr. Foraker also said that the proposed measures is in accordance with the suggestion made by Attorney-General Knox in his famous Pittsburg speech and insisted that there was no organized campaign for the bill, which, however, he hopes to have considered by the Senate. In this hope Mr. Foraker probably will be disappointed.

"The scope of the proposed amendment, he said, "is so broad that one ought not to. attempt to define its limits without long reflection. At first glance, however, it seems to me that it would have the effect of repealing Section 5 of the act to regulate commerce, which is popularly known as the 'anti-pooling' clause. That section makes it unlawful for railroads to pool their earnings or to divide their traffic. As such pools were always held to be violative of public policy, they were held to be un-lawful at common law. But as the States had committed to Congress alone the regu-lation of interstate commerce, the rule of the common law could not be applied to that commerce until Congress acted, which

it did in the act to regulate commerce.

While it may be a wise policy to incorporate the rule of reasonableness into the regulation by law of contracts between individuals and contracts of industria corporations which are private corpora-tions, that rule has never been applied to what are known as quasi public corpora-tions-railroads for example, which exercise public functions and enjoy public franchises.

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y, Feb. 1.

The amendment proposes also to repeal the Interstate Commerce law and the Anti-Trust law so far as foreign commerce is concerned. This would result in giving foreign commerce an advantage over our domestic commerce. By means of such a power the tariff protection will be largely nullified. It is well known that the steamship companies and railroads have combined so in instances that foreign traffic has been carried from Berlin to Chicago at rates 60 per cent. lower than similar goods made in this country could be transported from New York to Chicago. Tin has frequently been carried from Wales to Chicago at a lower rate than the railroads would carry tin manufactured in Pittsburg to Chicago. Boots, clothing, hardware, &c., from Germany have been carried through to San many have been carried through to San Francisco at rates 65 per cent. lower than was charged by the railroad carrier on similar manufactures of our own country from Atlantic ports to San Francisco.

They owe duties to the public as the consideration of the grant to them of public franchises, among which is the duty to refer in from restraining competition in

refrain from restraining competition in rates, service and facilities. This amendment would tend to relieve them from many of their most important duties to the public. Its enactment, instead of being a protection to commerce, would be to effect an undoing of very much of the most important remedial legislation of the last fifteen years. If this proposed amendment shall be regarded as wise legislation, It ought not to be done secretly, but openly, with full knowledge of the public and full opportunity to it to be heard on the subject. Such an amendment as is now proposed ought not to be attached to any bill In the closing hours of a moribund Congress.
"The statement that the proposed amend-

ment is in line with the suggestion I made in an address at Pittsburg in October, 1902, is a great mistake—a mistake based upon a misconception of the rule of the common law and the difference between the application of the rule to undertakings hat are strictly private and those that are public or quasi-public. In that address ! stated if the common law were incorporated into a Federal statute the rule for its interpretation would be as laid down by the Supreme Court of the United States, namely, Public welfare is first considered, and if it be not involved, and the restraint upon one party is not greater than protection to the other party requires, the contract may be

"The proposed amendment overlooks the fact that the public welfare is involved in any restraint that public corporations may impose upon themselves, and therefore the amendment does not propose to introduce the rule of the common law, but its enactment would be a legislative grant of power to restrain commerce, prohibited by the common law, as all restraints which offset the public welfare in juriously are the public welfare injuriously are void at common law."

#### FRESHMEN CO-EDS TRIUMPH. Sage College Girls Steal Away and Hold Their Banquet Undisturbed.

ITHACA, N. Y., Feb. 1.-The freshmen co-eds of Sage College, Cornell University, after being the butt of fun and jokes of their superiors for half a year, at last have turned the tables, especially on the all-wise sophomores. By arranging and holding the freshman banquet without any possible interruption or hindrance women have scored the greatest victory in the annals of the college. To "rub in" their triumph, Saturday night the young women plastered the dining hall of the college with huge banners mocking their rivals for their stupidity in not detecting their plans and not being able even to in-

enience the youngsters. For several weeks this ruse had been secretely planned, and the sophomores had no inkling that the banquet was at had no inkling that the banquet was at hand. Saturday afternoon the freshmen slipped quietly away to various points about the city, and then were conveyed by sleighs to the Elm Grove Hotel, South Lansing, twelve miles north of Ithaca. The trip was without incident, and when noses were counted at the banquet board it was found that only four members of the class were absent, and these by choice rather than by capture. The banquet vas a thorough and uninterrupted success. The speakers from the class of '07 were he president, Miss Frances Fitch of Buffalo; disses Elsie Rand and Amy Rhodes of Brooklyn, Dora Hine of Bay City, Mich.; Ruth Jones of Williamsport, Pa., and Dorothy Bodon of Symposium

The return to the city was made at a late . It was the first time in several years the freshman girls had been able to old their banquet in peace and quiet.

### Brown Dinner.

The annual dinner of the Brown University Alumni Association in New York will be held on Thursday night at the University Club. President Faunce of Brown and Congressman Granger of Rhode Island will be among the speakers.

GEN. WOOD'S PROMOTION.

WASHINGTON, Feb. 1.-Secretary Root transmitted a resolution to the Senate to-day inquiring regarding the appointment of army officers during the "constructive recess" of the Senate on Dec. 7 Secretary Root's communication is dated Jan. 29. After quoting the resolution Mr. Root says:

"A list of the officers in the army, ap-

pointed during the recess of the Senate

occurring between March 19, 1903, and Nov. 9, 1903, is annexed hereto marked A The customary recess commissions were issued to these officers in terms expiring at the end of the next session of the Senate. "The only information which the Secretary of War has as to what officers have failed of confirmation is derived from the Senate. By comparing the list of nomiis this: nations sent to the Senate with the list of confirmations communicated by the Senate to the President, it appears that the officers

named in schedule B annexed hereto had not been confirmed at noon on the first Monday of December, 1903.

"All the officers specified in schedule B have been reappointed, and recess commissions, of the character specified above, have been issued to them. It is the understanding of this Department that the authority of law therefor is Article II, section 2 paragraph 3 of the Constitution which , paragraph 3 of the Constitution, which

named in schedule B annexed hereto

" 'The President shall have power to fill up all vacancies that may happen during the recess of the Senate by granting com-missions, which shall expire at the end of their next session."

Schedule B is headed by the name of Gen. Leonard Wood, followed by 163 officers whose promotion depended upon his. Appended to this schedule is the following

WHITE HOUSE,
WASHINOTON, Dec. 7, 1903. }
The persons above named are hereby appointed to the offices set opposite their respective names, to rank respectively from the several dates specified in the recess commissions heretofore held by them, which expired at the end of the extraordinary sesion of the Senate convened on the ninth day of November, 1903. Theodors ROOSEVELT.

The date of Gen. Wood's recess commis-The date of Gen. Wood's recess commission thus renewed by the President was

Aug. 8, 1903.

An indorsement of the Senate resolution by acting Adjutant-General E. B. Hills reads in part as follows:

in part as follows:

Respectfully returned to the Chief of Staff with the following information: These officers [Gen. Wood and others whose nominations failed of confirmation] were reappointed Dec. 7, 1993, a copy of the President's order appointing them follows the list. This order of appointment was followed by recess commissions dated Dec. 7, 1993, to all of these officers. These recess commissions were of the same character as those issued during the recess preceding Nov. 9, 1993, that is to say, to continue in force for the time being and until the end of the next session of the Senate.

Secretary Root's communication and accompanying papers were ordered printed and to lie on the table.

62 MIDDIES GRADUATED. Secretary Moody Gives Diplomas to the

Annapolis Class of 1904. ANNAPOLIS, Md., Feb. 1.-Sixty-two midshipmen of the class of 1904 were graduated this morning from the Naval Academy. The ceremonies took place in the nev armory, one of the larger buildings of the new Naval Academy, and the diplomas

were given by William H. Moody, Secretary of the Navy. Addresses were delivered by Secretary Moody and by Gov. Warfield of Maryland.

The class was graduated at this time instead of in June, as it would have been had the regular order of things been observed, because of the urgent need of the pay for more officers.

the navy for more officers.

The cheering during the presentation of the diplomas was an interesting feature. David McD. Le Breton of Washington and Andrew C. Pickens of Alabama, who and Andrew C. Pickens of Alabama, who were first and second in their class, were specially marked for cheering. The middies were especially enthusiastic for Soule, Halsey, Oak and Shoup, members of the football team. At the end all joined in cheers for the Secretary of the Navy, The brigade then cheered for "those who are about to leave" and the graduates cheered for "those we leave behind."

COL. CODY'S DAUGHTER DEAD Mrs. D. R. Thorpe, the Eldest of Buffalo

Bill's Girls-Had Been Twice Married. OMAHA, Neb., Feb. 1.-Mrs. D. R. Thorpe, oldest daughter of Col. "Buffalo Bill" Cody, died at Spokane, Wash., yesterday. Col. Cody, who is at his home in Cody, Wyo., with Gen. Miles and several Eastern friends, telegraphed the news to friends in this

city to-day. She was Arta Cody and married H. S. Boal of Sheridan, Wyo., about eight years ago. Boal committed suicide two years ago and last fall his widow married Mr.

Thorpe. Col. Cody expected to start for New York to-night preparatory to returning to his show in England, but he will now remain in the West until after burialthe services of his daughter, which will take place in Rochester, N. Y.

LETTER TO U. S. FROM TWO GIRLS. Written Before Attempting Suicide in the

New Land They Had Come To. Two Jewish girls attempted suicide last night by turning on the gas from a radiator in their room at 112 First avenue. They are Rosalie Fiegelson and Freda Hanover, stepsisters. It is said by other tenants in the house that the girls were well educated, but did not speak English. They came to this country recently to do photographing, but their earnings were small. Finally

Last night gas was smelled in the hall, and tenants broke in the door. The girls were but partly conscious. At Bellevue it was said that they would recover. A letter written in Polish was found in the room. It was addressed to "The United room. It was addressed to "The United States Government," and asked that their bodies be buried.

### Fire in Church Floor.

A plumber's candle set fire to the flooring of the Church of St. Francis de Sales, at 139 East Ninety-sixth street, yesterday afternoon. Father Joseph L. Hoey and several assistant priests hurried from the rectory, next door, when they heard the fire engines and carried out altar fixtures, candles and other possessions of the church. The firemen had the fire out before it could reach the auditorium.

Socialists to Choose Convention City. A call was issued yesterday by Henry Kuhn, national secretary of the Socialist Labor party, who has his headquarters here, for nominations for the place where the national convention of the party for 1904 shall be held. Nominations must be reported not later than Feb. 10.

### Charity Ball To-night.

The Charity Ball, to take place to-night at the Waldorf-Astoria, is expected to be a notably brilliant affair. Among the special guests will be several of the prettiest debutantes of the Baltimore season. One of the boxes in the big ballroom will be occupied after the opening march by Gov Odell and his staff.

Church Euchre in the Warldorf. The Church of St. John the Baptist, at

Yonkers, will hold a euchre party and dance in the Waldorf-Astoria to-morrow night. A number of diamond rings and other valuable articles have been donated

Farmer Accidentally Shoots Himself. UTICA, N. Y., Feb. 1.-Clemon Soules, CANAL OPPONENTS WEAKENING

DEMOCRATS WANT AN EXCUSE TO VOTE FOR TREATY. hey Are at Work on a Plan and Will Hold

a Caucus to Act Upon It-It Contem-

plates Payment to Colombia of Part

of the Amount for the Canal Concession Washington, Feb. 1.-The Democratic senators having discovered that opposition to the ratification of the Panama Canal treaty is not exactly popular, are workon a plan which will give them an excuse for voting for it, and will hold a caucus within a few days for the purpose of acting upon it. Whether or not the proposition will be accepted by the Republicans is yet to be determined. Briefly, the plan

A resolution will be drawn up on the lines of a compromise between the resolution suggested by Senator Hale and that offered by Senator Bacon. The former requests the President to tender his good offices to bring about an amicable settlement of the dispute between Colombia and Panama over the secession of the latter-to include presumably the payment to Colombia of a part of the amount Panama will receive from the United States

for the canal concession.

The Bacon resolution goes further and looks to negotiations with Colombia with a view to satisfying her claims against the United States for alding in the secession of Panama—perhaps the payment by this Government of a considerabe sum to Colombia in addition to those to be paid Panama under the treaty. Between these two the leaders hope to find a middle ground which the Republicans will accept as the price for an immediate ratification of the treaty. The Democrats say that some action by the Senate is necessary to avert war between Colombia and Pahama and to "satisfy the honor of the United States."

The resolution, however, would be binding United States for aiding in the secession of The resolution, however, would be binding on no one, amounting to nothing more than an expression of opinion by the Senate, but even such a harmless declaration would hardly be acceptable to the Republicans if it contained the slightest reflection upon the course of the Administration toward Colombia or Panama.

Then, too, assurances have been given that the negotiations between those two republics, instituted some two weeks ago by the State Department with a view to the payment by Panama to Colombia of a portion of the amount she will receive for the canal concession, are progressing the canal concession, are progressing favorably and may be concluded within

ten days.

There is understood to be a difference only of price between the republics and no doubt is expressed that a satisfactory compromise will be reached. In view of the probability of thus early removing the private of the probability of the early removing the private of the probability of the company of the propagatory. principal obstacle placed by the Democrats in the road to ratification of the treaty, the concurrence of the Republicans in the

concurrence of the Republicans in the Democratic plans for a graceful retreat is somewhat dubious.

Senator Clark of Arkansas, who is a stanch supporter of the treaty as any of the Republicans, will address the Senate to-morrow. He will not only urge the ratification of the treaty, but unlike any of his Democratic collegues who have of his Democratic colleagues who have so far spoken, he will express his warm approval of the Administration's course n the Panama matter.

J. H. DICKERSON DROWNED. Body of the Missing Michigan Capitalist Found Near Pensacola, Fla.

PENSACOLA, Fla., Feb. 1.-The body of J. H. Dickerson, the missing capitalist of Battle Creek, Mich., was found late this afternoon at the Forty-nine Pines, seven miles from Pensacola. The body had been thrown up on the beach by the high tide running during the forenoon and had been there only a few hours when the beacon tender passed and identified the body.

Mr. Dickerson was an expert long distance swimmer, and his son, who is here, says that he could easily have swimmer.

tance swimmer, and his son, who is here, says that he could easily have swam ashore from his boat had he not been badly injured. He thinks that when Mr. Dickerson's yacht, in which he left home two weeks ago, rounded the point, the boom swing around, striking Mr. Dickerson in the head and knocking him overhoard

#### Sixty Men Respond to Call for Candidates just before she sailed for England. The -Abundant New Material.

NEW HAVEN, Feb. 1 -The call for candidates for the Yale track team which was issued last week brought out about sixty enemy. The prima donna, hearing this, men from whom Trainer Murphy expects gave her opinion of the country in unto pick out a winning team. The new material, which comprises almost a third of the candidates, is very promising. Several of the new men made a very good showing in the class games last fall, and Murphy expects to develop them before the Yale-Har-

"It looks now," said Murphy to-day, "as though Yale would be strongest in the hurdles, the pole vault and the shot put this season. The outlook is fair for the half mile, the mile and twogmile. Yale is weakest in the sprints and the quarter mile, but in all the other events she will make a fair showing at least." ing, at least."
In the 100 and 220 yard dashes Yale has

In the 100 and 220 yard dashes Yale has to depend on the new material almost exclusively. About eight men have reported for these events. Of these T. J. Torrey and C. Sumner are looked upon as able to run the hundred in 10 2-5 seconds, while Twitchell, Hammond, Robinson, and Sheffield, will do better than 10 3-5 seconds. Of the old men there are Bogart and Alexander, besides two new men, Grant and Woolsey, who have not yet demonstrated their ability. In the quarter mile the only old men in the race will be Long, Bernap and Fallows. The new men here are Johnson and Gates, both of whom can be relied on to run the distance in 52 seconds, which is almost as good as Bernap and better than Fallows can do Denning, who won in the yale-Harvard meet last year, will be relied on in the half mile. His time is 2 minutes but Parsons, a new man, can travel in 2 minutes 1 second. Hastings and Monat are good for two seconds slower.

With Alcott, who was second in the interwith Alcott, who was second in the inter-collegiate last year, Yale ought to be safe in the mile and two mile contests. Alcott can be depended upon for 4 minutes 32 seconds, while Hale and Jacobus are good for 4 minutes 35 seconds. Parkhurst and Woodward are both candidates in this event.

#### Attorney Carpenter Loses Two Sons Within Three Days.

MONTICELLO, N. Y., Feb. 1 .-- Two deaths have occurred in the family of Attorney George H. Carpenter in Liberty within three days. On Friday Esmond Carpenter, 27 years of age, the oldest son, died suddenly, and yesterday, while preparations were being made for the funeral, George H. Jr., 23 years of age, also died. George H. was a member of his father's law firm. He was a graduate of the Albany Law School, from which he was graduated in 1901 at the head of his class. The funeral will be held to-morrow in Liberty, and both will be buried in the same grave.

Trouble Ahead for Divorce Rabbis. In sentencing a prisoner for bigamy in the General Sessions yesterday, Judge McMahon announced that in future he intended to do something to rabbis who grant rabbinical "divorces," which the law does not recognize. Solomon Herman, the prisoner, was married in Russia several years ago and then deserting his wife, came here and got a rabbinical divorce, after which he married Miss Bertha Cohen of 208 East 106th street. His first wife came here and his indictment followed.

Engineer Killed and His Wife on the Train PHILADELPHIA, Feb. 1.-Train No. 85, the Wilmington and Delaware Express for Delmar, that left Broad Street Station ever the Pennsylvania Railroad tracks at 7:40 o'clock this morning, was wrecked between the Christiana Bridge and Newcastle, and the engineer, Pennock Cooper of this city, was killed. The train crashed into the rear of a freight. Cooper was crushed to death a farmer, 40 years old, was accidentally at his post. Cooper's wife, a woman about killed yesterday afternoon at Ephrata by the discharge of his shotgun.

a this post. Cooper's wife, a woman about 35 years old, was a passenger on her husband's train.

MRS. MAYBRICK DETAINED. "TF a gin cocktail tastes

OUT OF PRISON, BUT IN A HOUSE OF REFUGE.

Official Denial That She Has Been Set at Liberty-That Action Expected in a Month or Two-Ambassador Choate's Work in Her Behalf Effective.

Special Cable Despatch to THE SUN. LONDON, Feb. 1.-It is officially denied that Mrs. Maybrick has been released. She has been merely removed, in accordance with custom, to a so-called house of refuge, where she will pass the last two or three months of her sentence. Mr. Edgcome, solicitor for Baroness

e Roques, mother of Mrs. Florence Mayorick, believes that the determination of the Government to release Mrs. Maybrick is partly attributable to Ambassador Choate. He adds that the Baroness and her daughter have decided to live in seclusion for some time. Mr. Edgcome does not say where Mrs.

The New York public has shown in a peculiar fashion its misgivings about theatregoing. Seats in the balconies and galleries are very little in demand. At matinees are very little in deniand. At man-nées there is practically no desire on the part of theatregoers to climb to these aerial perches. In the opinion of managers this is due to the refusal of husbands and fathers to let their women folk go alone to those parts of the theatre. The par-quet is as much favored as ever. Maybrick is at present, and the newspapers print widely varying statements concerning her whereabouts, but it is believed that the official statement that she has not ye actually received her liberty is correct and that she will not be free for two or three months yet. Meanwhile she will be confined in a house of refuge, where the discipline is in no way as strict as it is at the Aylesbury Prison, from which she he some time ago bought the site, and was removed some days ago.

KIDNAPPERS AT PEKIN. Italians Held Chinaman for Ransom, but

by selecting a firm of decorators rather than an architect to build the house. The building of this house was the richest plum in the architectural market, and several of the best known architects thought that He Was Rescued. Special Cable Despatch to THE SUN. PEKIN, Feb. 1.-Three Italians with five they had a fair chance for the job. But it was handed over entirely to a firm of decorators, who will be responsible for every detail of the structure. There have been years in which more houses were built than in this one, and the competition of other foreigners, dressed as Chinese, and all armed with revolvers, entered a Chinese house on Jan. 27 and robbed and kidnapped the owner. They fired promiscuously in the decorators is especially harrowing in this meagre season. Twice in the last year have conspicuous houses which architects would very much have liked to build been handed over to decorators. the street, killing one bystander and wounding another. They bound the kidnapped man and starved him for four days in an Italian shop. A heavy ransom was de-

manded for his release. this country first, it was customary to take Finally the Chinese officials discovered his whereabouts and, with the assistance of the Italian Minister, secured his release. There were no arrests.

Kaiser's Trip to Italy.

or any possible name that might be his rather than the abrupt Pol, which was never supposed to be anything more than an abbreviation But the polished basso finally explained that his name was merely Pol, after the famous Saint Pol and that there were no attachments of any kind to it. Special Cable Despatch to THE SUN. BERLIN, Feb. 1.-The German Emperor there were no attachments of any kind to it. Fran Naval, the new Rumanian tenor who is to sing at the Metropolitan, seems likely to have as much trouble with his name. It is the Rumanian form of the vill start for his proposed visit to Italy on March 6. He will sail from Kiel on the imperial yacht Hohenzollern, his immediate destination being Palermo. name Frank, and is not Franz or any of the various things it has been made by per-sons who do not think it possible that such

Special Cable Despatch to THE SUN. LONDON, Feb. 1.-The Anglo-Italian arpitration convention has been signed at Hamburg-American Dividend.

Angle-Italian Arbitration.

Special Cable Despatch to THE SUN. BERLIN, Feb. 1.-The Hamburg-American Steamship Company has declared a dividend of 6 per cent.

> Liverpool Cotton Market. Special Cable Despatch to THE SUN.

LIVERPOOL, Feb. 1.-The cotton market pened to-day from 10 to 12 points higher on a covering demand. At the close, near deliveries were from 2 to 5 points lower and distant deliveries from unchanged to 4 points higher.

SUICIDE'S MONEY GONE.

Stranger in Boston Left a Note Saving He Was Tired of Life.

Boston, Feb. 1.-On Thursday night a nan about 30 years old arrived at the Lowell House and registered as "James Delleschies." He paid for a room until to-day in advance and had a large sum of money was on Saturday night when he went to his

was on Saturally night when he went to his room at 8 o'clock.

This afternoon a chambermaid noticed that a light was burning in the room and notified the clerk who broke in the door and found Dalleschies dead in bed. He had shot himself in the left side with what hostess, also English, jokingly chaffed the Senator about this country and warned him that he was alone in the hands of the seemed to be a new revolver. On the bureau was found this note: measured terms. All the guests were so astonished that they held their breath

"Boston, Jan. 30, Night, 1904. Do not will enquire for my dead. Nobody is responsible for that. I am tired of life. I am stranger of Boston City and I have came from Pennsylvania State three days ago. My name is not James Delleschies."

The police believe that the man killed himself on Saturday night. His money could not be found.

HOLDS APPORTIONMENT VOID. Republican Partisan Act in Indiana Declared Unconstitutional.

Indianapolis, Feb. 1.-Judge Samuel Artman of the Boone Circuit Court, a Republican and former Speaker of the Indiana House of Representatives, to-day rendered his decision in the suit recently filed by the this year for furnished houses. Families Democrats to test the constitutionality of the last Legislative Apportionment act. the winter months are this year spending He holds the law unconstitutional and in commenting upon it says:
"The act of March 9, 1903, was evidently

constructed on David Harum's theory that Self defense is to do to the other fellow what he would do to you, and do it first.' "
The setting aside of this law will make
an extra session of the Legislature necessary if the Supreme Court sustains the ruling.

The Weather.

for the winter. Its own house stands vacant except for the caretaker. It happened that a large hotel has been put up opposite his house and, as it is not yet completed, life is not so pleasant there as it has hitherto been. So the owner, who wanted to step in New York, has rented another house for six months, paying for it a very There was an area of low pressure moving off the New England coast yesterday, being followed by a sharp but temporary period of much colder weather coming down directly over the Lake house for six months, paying for it a very large rent and allowing his own to be regions, where the temperature had fallen 20 to 30 degrees and was generally below zero. It should be within ten degrees of zero throughout this section this morning. It was warmer yester-day in other sections. In Montana it was above freezing, and it was growing much warmer in all One of the City Magistrates had an unrivalled opportunity the other day to learn how pressure is brought to bear on him the Central States. Light snow fell in the morning is northern New York and in New England, with flur to influence his decisions. The Magistrate happened to be in the clerk's room ries of snow on the coast of New York and New Jersey and light rain south to Virginia. fell in the Tennessee Valley. Elsewhere the weather "Hello," said a voice, "is this the police was fair.

Dense fog settled along the coast in the more ing. The winds became brisk to high northwest. "Well, I'm the husband of that woman the Judge sent to the Island for ten days In this city the morning was cloudy and foggy with a light fall of snow; fair in the afternoon for cutting up in a theatre."
"Well, what do you want?" asked the wind fresh to brisk northwest; warmer, becom ing colder toward night; average humidity as per cent.; barometer, corrected to read to sea leve at 8 A. M., 29.51; 3 P. M., 29.49. The temperature yesterday, as recorded by the

9 A. M. 26° 38° 6 P. M. 12 M. 31° 58° 9 P. M. 26° 40° 12 Mid. WASHINGTON FORECAST FOR TO-DAY AND TO-MORROW For eastern New York, fair and not quite so cold to-day; probably snow to-morrow, followed by fair and colder in the interior; diminishing north winds

Tuesday.

For New England, fair to-day, except snow in eastern Maine, colder in east portion; cloudy tomorrow, and not so cold, probably snow; high northwest to north winds, slowly diminishing. For the District of Columbia, Maryland and eastern Fennsylvania, fair and slightly warmer to-day; probably snow to-morrow, followed by fair and colder; fresh north winds, becoming

For Delaware, fair to-day; probably snow tomorrow; fresh north winds, becoming variable.

For western Pennsylvania and western New York, fair and slightly warmer to-day; snow and

Supreme Court Justice Bischoff annulled yesterday the marriage of Lois E. Jones to Frank Hardy. They were married at Cambridge, N. Y., about five years ago. In 1823 Miss Jones fround out, as she alleges, that Hardy had been twice married and divorced when he met her and that the divorces, which were obtained, one in New Orleans and the other in Michigan, were illegal.

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ESCAPES TO THE POLICE.

in One Night-In Bellevue. Arah Jasper Whistler, a rubber manufacturer of 47 Camp street, Newark, who left his home on Sunday, walked into the Police Headquarters information bureau here last evening and asked Sergt. Gillespie

for protection. "Several men are following me," he said, and they are trying to get the papers in my value."
Sergt. Gillespie was wondering what to do when Harry E. Seal of 95 Halsey street, Brooklyn, who is a friend of Whistler, came in. He had come to ask the police to look

"I'll take him home," he whispered to

"I'll take him home," ne whispered to Gillespie, who said that suited him.
Seal then put his friend in a carriage. They had just started up the Brooklyn Bridge roadway, a little later, when Whistler opened the carriage door, jumped out and made a dash up Park row. Seal looked for him a while but couldn't find him. Then for him a while, but couldn't find him. Then he went to the City Hall police and had the sergeant there prepare an "alarm" sergeant there prepare an "alarm" for the missing man.
When the sergeant went to the telephone

to send it out, however, he learned that Whistler had applied to Policeman Sullivan of the Madison street station for aid against his foes. Sullivan, at Whistler's request, took him to Police Headquarters. Sergt. Gillespie sent the man to Bellevue Hos-

"EVIDENCE" VEXES ZELLER. The Magistrate Scores the Police for Some

Excise Arrests. After discharging all but one of twelve saloon men whom the police had arrested for having men in their back rooms, Magis- Union Hill, N. J., Will Force Better Service trate Zeller said yesterday in the Essex

Market police court: "I am tired of this kind of business. This thing of arresting men in their own homes without evidence of a violation of the law must stop. If there are any more cases of this kind brought before me I will make a complaint to the Police Commissioner. "The rear room of the saloon may be man's living place, and until the officer bring me better evidence I shall not

Got \$2,500 Because Derrick Fell on Her In the Supreme Court in Brooklyn yesterday Minnie Holt, 17 years old, obtained a verdict for \$2,500 in her suit against the Hay Iron and Foundry Works to recover \$10,000 damages for personal injuries re-ceived July 31, 1901, on West Seventeenth street. The testimony showed that on that day the wind blew down a derrick, which struck her on the head.

Fired Buildings and Asked Forgiveness. LANCASTER, Feb. 1.-The farm buildings of Jacob R. Kuhn near Mount Joy were destroyed by fire to-day, roasting to death by Kuhn's seven-year-old son. He set the blaze, then ran to the house and asked his mother's forgiveness for being a-naughty bay.

MR. BENEDICT'S AUTOMOBILE

Mr. Whistler Got Away From Friend Twice Takes His Heirs to Court-Nephew and Niece Obtain It. When Aden S. Benedict, a theatrical

manager, who lived at 163 East 136th street, died on June 24 last he left a will bequeathing his property to his nephew, Martin Rathbone, and his niece, Sarah Rathbone. One of the items was an automobile which he had purchased for his wife, Grace Helen Benedict, who had lung trouble and who survived her husband only two weeks.

He bought the machine so that she could take frequent trips into the country. She became too ill, however, so the husband sent the machine to an automobile exchange company. When Benedict made his will the doctors

informed him that his wife had but a short time to live, so he named his nephew and niece as his heirs.

niece as his heirs.

Two days before Mrs. Benedict's death she made a will leaving all her property to her mother, Mrs. Carolyn Dalbey. Her mother believed that the automobile was a part of her daughter's property and obtained it on a writ of replevin. Her two young sons, Arthur and Walter, took trips about the city in it. The two young men met with an accident one day in which Arthur Dalbey was nearly killed. Then the machine was returned to the company the machine was returned to the company for repairs.

Martin and Sarah Rathbone put in a

claim for the machine on the ground that it had been left to them by their uncle's Justice Joseph in the Yorkville Municipal

MAY REVOKE TROLLEY CHARTER

by the Public Service Corporation. At last night's meeting of the Town Council of Union Hill, N. J., a resolution was adopted instructing the Town Council to draft an ordinance to repeal the ordinance under which the Public Service Corporation is operating cars. The Council will take action on the repeal on Feb. 8. If the company improves its service by that date and promises to run a direct line of cars from Union Hill to the Barclay stree erry, via Willow avenue, Hoboken, the

The Pure Whiskey There's nothing better than

Councilmen will not pass the ordinance.

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ers of Com-are invited Wednesday he Stephen 41-243 West hursday, at

o residence Interment ers be sent.

or Tues-nt private.

roed St.